



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Appeal Received from Steven J. Cottrell, Attorney at Law, on behalf of Maurice O. Ray, Regarding Notice of Public Nuisance and Order to Abate Issued by Chief Building Inspector Regarding Property Located at 1201 Edgewood Drive (Appellant requests Continuance until December 15, 1993)

MEETING DATE: October 20, 1993

PREPARED BY: Community Development Director

RECOMMENDED ACTION: That the City Council conduct a Public Hearing of the appeal of Steven J. Cottrell, Attorney at Law, on behalf of Maurice O. Ray, regarding Notice of Public Nuisance and Order to Abate issued by the Chief Building Inspector regarding property located at 1201 Edgewood Drive, Lodi.

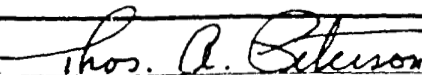
BACKGROUND INFORMATION: On October 8, 1993, the City Clerk received a letter from Steven J. Cottrell, Attorney at Law, asking that the hearing be continued until the City Council meeting of December 15, 1993. The Community Development and Public Works staff members working with Mr. Ray to solve the various problems agree with the request to continue the hearing.

FUNDING: None required.


James B. Schroeder
Community Development Director

JBS/cg

APPROVED: _____



THOMAS A. PETERSON
City Manager



recycled paper

Law Offices of
STEVEN J. COTTRELL
A Professional Law Corporation

125 NORTH PLEASANT AVENUE
P.O. BOX 2677
LODI, CALIFORNIA 95241-2677
(209) 369-8212
FAX (209) 369-5068

RECEIVED
OCT - 3 PM 2:12
STEVEN J. COTTRELL
ATTORNEY
LODI, CALIF.

October 8, 1993

Jennifer M. Parrin, City Clerk
221 West Pine Street
Lodi Ca 95240

Re: Appeal of Notice of Public Nuisance and Notice to Abate
A.P.N. 039-273-33
Property Address: 201 North Edgewood Drive Lodi California
Property Owner: Maurice O. Ray, Jr.

Dear Ms. Parrin:

This letter is to advise you that Mr. Ray has been cooperating with various city agencies, in an effort to resolve this matter in an informal basis. Based upon that fact, Mr. Ray would request that his hearing before the City Council be continued for a period of sixty (60) days. It would therefore be appreciated if you would continue this matter at the council meeting and schedule the same for further presentation at the regular City Council meeting scheduled for December 15, 1993 at 7:00 p.m..

I have spoken with the City Attorney and the Community Development Director regarding continuing this matter. It is my understanding that they have no objections to the matter being continued so that it may be worked out on an informal basis.

Thank you for your cooperation and consideration in this matter. If you have any questions or need any additional information please feel free to give my office a call at your convenience.

Very truly yours,


STEVEN J. COTTRELL

DICTATED BY THE DICTATOR, SIGNED
IN HIS ABSENCE TO AVOID DELAY.

klr

cc: Maurice O. Ray, Jr.
Bob W. McNatt, City Attorney

CITY OF LODI
221 WEST PINE STREET
LODI, CALIFORNIA 95240

ADVERTISING INSTRUCTIONS

SUBJECT: NOTICE OF PUBLIC HEARING - STEVEN J. COTTRELL ON BEHALF OF
MAURICE O. RAY

PUBLISH DATES: SATURDAY, SEPTEMBER 18, 1993

TEAR SHEETS WANTED: THREE

AFFIDAVIT AND BILL TO:

JENNIFER M. PERRIN, CITY CLERK

DATED: SEPTEMBER 15, 1993

ORDERED BY: *Peggy Nicolini*
PEGGY NICOLINI
DEPUTY CITY CLERK

DECLARATION OF MAILING


On September 16, 1993 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 16, 1993, at Lodi, California.

Jennifer M. Perrin
City Clerk



Peggy Nicolini
Deputy City Clerk



CITY OF LODI

CARNEGIE FORUM
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: October 20, 1993

Time: 7:00 p.m.

For information regarding this Public Hearing
Please Contact:

Jennifer M. Perrin
City Clerk

Telephone: 333-6702

EXHIBIT A

NOTICE OF PUBLIC HEARING

October 20, 1993

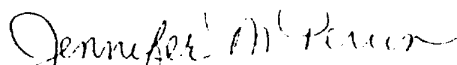
NOTICE IS HEREBY GIVEN that on Wednesday, at the hour of 7:00p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing to consider the following matter:

- a) appeal from Steven J. Cottrell, Attorney, on behalf of Maurice O. Ray, regarding Notice of Public Nuisance and Order to Abate on the property located at 1201 North Edgewood Drive, Lodi.

Information regarding this item may be obtained in the office of the Community Development Director at 221 West Pine Street, Lodi, California. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the Public Hearing.

By Order Of the Lodi City Council:


Jennifer M. Perrin
City Clerk

Dated: September 15, 1993

Approved as to form:



Bobby W. McNatt
City Attorney

EXHIBIT B

M A I L I N G L I S T

APPEAL FROM STEVEN J. COTTRELL, ATTORNEY, ON BEHALF OF MAURICE O. RAY, JR.
REGARDING NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE ON THE PROPERTY
LOCATED AT 1201 NORTH EDGEWOOD DRIVE, LODI

Mr. Maurice O. Ray, Jr.
1201 N. Edgewood Drive
Lodi, California 95240

Steven J. Cottrell
Attorney at Law
P. O. Box 2677
Lodi, California 95241-2677

JIM SCHROEDER
Community Development Director
City of Lodi

7

Law Offices of
STEVEN J. COTTRELL
A Professional Law Corporation

125 NORTH PLEASANT AVENUE
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October 8, 1993

Jennifer M. Parrin, City Clerk
221 West Pine Street
Lodi Ca 95240

Re: Appeal of Notice of Public Nuisance and Notice to Abate
A.P.N. 039-273-33
Property Address: 201 North Edgewood Drive Lodi California
Property Owner: Maurice O. Ray, Jr.

Dear Ms. Parrin:

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Thank you for your cooperation and consideration in this matter. If you have any questions or need any additional information please feel free to give my office a call at your convenience.

Very truly yours,


STEVEN J. COTTRELL

DICTATED BY THE WRITER; SIGNED
IN HIS ABSENCE TO AVOID DELAY.

klr

cc: Maurice O. Ray, Jr.
Bob W. McNatt, City Attorney

CITY OF LODI
221 WEST PINE STREET
LODI, CALIFORNIA 95240

ADVERTISING INSTRUCTIONS

SUBJECT: NOTICE OF CONTINUED PUBLIC HEARING - APPEAL OF MAURICE O. RAY

PUBLISH DATES: SATURDAY, OCTOBER 23, 1993

TEAR SHEETS WANTED: THREE

AFFIDAVIT AND BILL TO:

JENNIFER M. FERRIN, CITY CLERK

DATED: OCTOBER 21, 1993

ORDERED BY:

Peggy Nicolini
PEGGY NICOLINI
DEPUTY CITY CLERK

ADVINS/TXTA.02J

DECLARATION OF MAILING


On October 21, 1993 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 21, 1993, at Lodi, California.

Jennifer M. Perrin
City Clerk



Peggy Nicolini
Deputy City Clerk



CITY OF LODI

CARNEGIE FORUM
305 West Pine Street, Lodi

NOTICE OF CONTINUED PUBLIC HEARING

Date: December 15, 1993

Time: 7:00 p.m.

For information regarding this Public Hearing
Please Contact:

Jennifer M. Perrin
City Clerk
Telephone: 333-6702

NOTICE OF CONTINUED PUBLIC HEARING

December 15, 1993

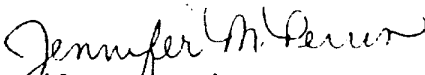
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Information regarding this item may be obtained in the office of the Community Development Director at 221 West Pine Street, Lodi, California. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

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By Order Of the Lodi City Council:


Jennifer M. Perrin
City Clerk

Dated: October 20, 1993

Approved as to form:



Bobby W. McNatt
City Attorney

EXHIBIT B

M A I L I N G L I S T

APPEAL FROM STEVEN J. COTTRELL, ATTORNEY, ON BEHALF OF MAURICE O. RAY, JR.
REGARDING NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE ON THE PROPERTY
LOCATED AT 1201 NORTH EDGEWOOD DRIVE, LODI

Mr. Maurice O. Ray, Jr.
1201 N. Edgewood Drive
Lodi, California 95240

Steven J. Cottrell
Attorney at Law
P. O. Box 2677
Lodi, California 95241-2677

JIM SCHROEDER
Community Development Director
City of Lodi